

NOV 21 2005

**OFFICIAL**

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Date: NOVEMBER 21, 2005

To: EXAMINER NGUYEN, DAVID Q.  
U.S. PATENT AND TRADEMARK OFFICE

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From: FRANK C. NICHOLAS  
Phone #: (847) 424-2521

Client/Matter No.: PHB 34-221A (7790/229)

# of Pages: 12

(including cover sheet)

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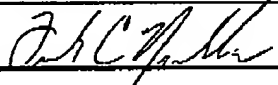

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No	PHB 34-221A (7790/229)
	Application Number	09/978,114
	Filing Date	OCTOBER 15, 2001
	First Named Inventor	RICHARD H. JONES
	Group Art Unit	2681
	Examiner	NGUYEN, DAVID Q.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Non-Final Office Action Dated August 22, 2005 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Status Letter <input type="checkbox"/> Petition for Extension of Time Request (duplex) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement and PTO-1449 with one reference <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below): <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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Total		Minus		0	x \$25=	0		x \$50=	
Indep.		Minus		0	x \$100=	0		x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=	—		+ \$360=	
					total add'l fee			total add'l fee	
					\$ 0			\$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1803 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	November 21, 2005
CERTIFICATE OF FACSIMILE			
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Signature	 FRANK C. NICHOLAS (33,983)	Date	November 21, 2005

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<p style="text-align: center;"><b>TRANSMITTAL FORM</b></p> <p><i>(To be used for all correspondence after initial filing.)</i></p>	Attorney Docket No	PHB 34-221A (7790/229)
	Application Number	09/878,114
	Filing Date	OCTOBER 15, 2001
	First Named Inventor	RICHARD H. JONES
	Group Art Unit	2681
	Examiner	NGUYEN, DAVID Q

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	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>50-1713</u> . A duplicate copy of this sheet is enclosed	<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. <u>50-1713</u> . A duplicate copy of this sheet is enclosed

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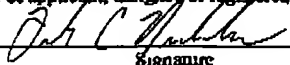
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Total		Minus		0	x \$25=	0	x \$50=	
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First Presentation of Multiple Dep Claim					+ \$180=	—	+ \$360=	
					total add'l fee	\$ 0	total add'l fee	\$ 0

Firm or individual name		FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201	
Signature		Date: <u>November 21, 2005</u>	
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Name of applicant, assignee or registered representative  
  
Signature  
November 21, 2005  
Date of Signature

PATENT  
PHB 34,221A  
(7790/229)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	)	
	)	
RICHARD H. JONES, ET AL	)	
	)	Examiner: NGUYEN, DAVID Q.
Serial No.: 09/978,114	)	
	)	Group Art Unit: 2681
Filed: OCTOBER 15, 2001	)	
	)	
For: MELODIC ALERTS FOR	)	
COMMUNICATIONS DEVICE	)	

**RESPONSE TO A NON-FINAL OFFICE ACTION DATED AUGUST 22, 2005**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to a Non-Final Office action of August 22, 2005, please reconsider  
the application in light of the following remarks.